

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ALICIA A. COHEN,

Plaintiff,

v.

RONALD A. COHEN, a/k/a Rafi Cohen,
Rafael Cohen, Rafa-El Cohen, Rafael Chaim
Ha Cohen, Rafael Chaim Cohen, Ron Cohen,
and Ronnie Cohen,

Defendant.

C.A. No. 19-1219-MN

DEFENDANT’S RULE 50 MOTION FOR JUDGMENT AS A MATTER OF LAW

For the reasons set forth within the corresponding support brief, which has been filed contemporaneously herewith, Defendant Ronald Cohen respectfully moves the Court to grant the Rule 50(a) Motion for Judgment as a Matter of Law. At its highest level, Plaintiff has an affirmative burden of proof in this matter, which requires Plaintiff to proffer a sufficient amount of evidence, that two independent facts actually occurred- (1) Plaintiff was sexually abused as a child; and (2) that this sexual abuse was committed and/or orchestrated by Defendant.

F.R.C.P 50(a) dictates the standard applicable to Motions for Judgment as a Matter of Law are as follows:

If a party has been fully heard on an issue during a jury trial and the court finds that a reasonable jury would not have a legally sufficient evidentiary basis to find for the party on that issue, the court may:

- (A) resolve the issue against the party; and
- (B) grant a motion for judgment as a matter of law against the party on a claim or defense that, under the controlling law, can be maintained or defeated only with a favorable finding on that issue.

Here, Plaintiff wholly failed to proffer *any* corroborative evidence to support her allegations that she was sexually abused and trafficked as a child. In addition, Plaintiff did not present *any* direct or circumstantial evidence, which tended to show *Defendant* caused Plaintiff to suffer any type of traumatic experience as a child.

Therefore, Defendant respectfully requests that the Court grant the Rule 50 Motion for Judgment as a Matter of Law.

Respectfully submitted on this the 16th day of September, 2021, by and through the undersigned counsel:

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was e-filed today via the Court's CM/ECF System, which automatically served a copy of the same upon the following counsel of record:

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Dated: September 16, 2021

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